

REMARKS

Claims 1-12 remain under active prosecution in the present application. Claims 6-9 have been canceled. Applicants respectfully assert that all amendments are supported by the original disclosure and do introduce new matter. Moreover, Applicants further respectfully assert that the amendments merely clarify and do not narrow the scope of the claims.

In the subject office action, Claim 1 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite, specifically that line 7-8 stating "said IVR for forwarding the out-of-band call destination information to said IVR". The claim has been amended in manner corresponding to claim 5 by adding the phrase "in electronic communication with" prior to the aforementioned phrase. Withdrawal of the rejection under 35 USC 112, 2nd para. is thus respectfully requested.

Claims 1 and 10 are rejected under 35 U.S.C. 102(e) as being anticipated by Bjornberg, et. al. (US Patent 6,366,658). Claims 6-9 are rejected under 35 U.S.C. § 102(b) as being anticipated by Katz (US Patent 5,553,120). Claims 2-4 and 11-12 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Bjornberg in view of Katz. Claim 5 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Katz in view of Bjornberg. The rejection are traversed for the reasons set forth below.

Applicants have canceled Claims 6-9 herein, the only claims rejected solely based on Katz. Accompanying this response is a declaration swearing back of the Bjornberg reference in accordance with 37 C.F.R. § 1.131. Consequently, rejections of claims 1-5, and 10-12 should be withdrawn insofar as the remaining cited references fail to anticipate or otherwise render unpatentable, either singularly or in combination, these claimed inventions. Reconsideration and allowance is respectfully requested.

Conclusion

In light of the amendments and remarks made herein, it is respectfully submitted that the claims currently pending in the present application are now in form for allowance. Accordingly, reconsideration of those claims, as amended herein, is earnestly solicited. Applicants encourage the Examiner to contact their representative, David Franklin at (512) 651-6856 or dfranklin@fbtlaw.com.

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